

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DR. MARIA LA RUSSO, as attorney in fact for A. Matthew  
De Lucia,

Case No. 12-CV-3093  
(Judge Ramos)

Plaintiff,

against

**NOTICE OF MOTION**

ST. GEORGE'S UNIVERSITY SCHOOL OF MEDICINE,  
and John Does 1-5 and Jane Does 1-5 (as employees, agents,  
and/or servants of St. George's and/or as independent  
contractors),

Defendants.

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**PLEASE TAKE NOTICE** that, upon the annexed Declaration of Herman (Hank) L. Goldsmith (with exhibits), the Declaration of Dickon A. Mitchell, and the accompanying Memorandum of Law, along with all prior pleadings and proceedings in this case, defendant St. George's University, Ltd., sued herein as St. George's University School of Medicine, will move this Court at the Charles L. Bricant Jr. United States District Courthouse for the Southern District of New York, 300 Quarropas Street, White Plains, New York, in Courtroom 218, for an order: 1) pursuant to Rules 12(b)(4) and 12(b)(5) of the Federal Rules of Civil Procedure dismissing the Verified Complaint for insufficient process and insufficient service of process; 2) dismissing the Verified Complaint on grounds of *forum non conveniens* in favor of Grenada; 3) pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing the First, Second and Third Causes of Action, and striking plaintiff's demands for damages in the form of student loan reimbursement and punitive damages, with prejudice and without leave to replead; and 4) for such other and further relief as the Court deems just and proper.

Dated: New York, New York  
June 22, 2012

PROSKAUER ROSE LLP

By: 

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*University, Ltd., sued herein as St. George's*

*University School of Medicine*

TO:

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